1	A You know, she was a retired professional in, God
2	knows what, and she, I guess, felt she would like to take
3	some of her skills and put them to use at the radio station
4	by volunteering, you know, and doing some organizing of some
5	of the papers, I'm guessing.
6	Q Okay. Do you know who she worked with?
7	A I think she worked with Bill, Bill Helgeson. And
8	I'm not sure if she worked directly with Jeff or not. But,
9	I think they may have given her projects to, you know, to
10	do, because she would often be in there with piles of paper
Ll	organizing them and what not, so.
12	Q Do you know if she was involved in providing any
13	information or doing any research in terms of helping the
L4	station or Mr. Ramirez fill out the application for the
l 5	station's renewal?
16	A I couldn't tell you that directly. That I
17	wouldn't know, because again there was a pretty clear line
18	drawn between duties and awareness and what not, you know.
19	Q And so you didn't have such awareness of what
20	others may or may not have been doing, except your own, you
21	were focused on what you did?
22	A Yes.
23	Q I'm going to show you a document that is stamped
24	received by the FCC mail room November 3, 1997, and it's
25	captioned, 'Petition to Deny Application for License Renewal

- of Radio Station KALW San Francisco California', and the
- 2 return address is Golden Gate Public Radio. Could you just
- 3 take a look at that?
- 4 A Okay. This whole thing?
- 5 Q Yes. And the reason I'm asking you to look at it
- is, I'm wondering if you've ever seen that document before?
- 7 A Yeah, I may have seen it at some point, I don't
- 8 really know, I can't really remember if I have or not. I'm
- 9 not sure if this was ever made public or not, you know. If
- it wasn't, then I wouldn't have had a chance to have seen
- it. I knew of its existence, I don't think I've ever seen a
- document this large before, so I can't say that I've seen
- this particular one. I think that I've seen excerpts from
- this, because I don't know if my name comes up in here or
- not, because I think that somewhere along the line I may
- have given some statement somewhere, you know, about my
- 17 experience with an employment situation.
- 18 0 Well, that, Mr. Johnson, is a perfect segue to
- 19 Exhibit B of the Petition to Deny, and I'm asking you to
- 20 look at a two page document that's captioned, 'Affidavit of
- 21 Michael Johnson in Support of the Petition of GGPR to Deny
- 22 License Renewal'. Can you please just take a look at that
- and let me know if you've seen that before?
- 24 A I've probably seen it before since I signed it.
- 25 Q So that is your signature?

- 1 A Yes, that's my signature, definitely.
- 2 O And what is the date?
- 3 A The date is October 29, 1997.
- 4 Q And if you can just refresh your recollection and
- 5 let me know whether or not that statement was a true and
- 6 accurate statement at the time that you signed it?
- 7 A Yes.
- 8 Q Did anyone help you prepare this document?
- 9 A No.
- 10 Q Can you tell me a little bit about the issues
- 11 surrounding the basis for this affidavit?
- 12 A Yeah. There was, when Jeff was hired in 1996,
- basically the date that I've seen there because that issue
- 14 would have come up later, this Anna Perez had shown up at
- the radio station, and just showed up and suddenly had a
- desk job, you know, a desk. And so I was wondering who is
- that person and I asked Jeff, and he said that's Anna Perez,
- she's the new program manager. I said there's a new program
- 19 -- how did that -- and he said, well, there was a job
- 20 opening for program manager and she was hired. So, I was a
- 21 little curious as to why there was no notice of the job
- 22 posted or -- nobody was notified about the job and it was
- very curious to me because I would certainly have been
- interested, since usually in the jobs I have I don't like to
- 25 sit for very long, I like to move and grow a little bit,

	L	instead of	f just	announcing	everv	dav,	vou	know.	I	could		do
--	---	------------	--------	------------	-------	------	-----	-------	---	-------	--	----

- 2 what I was doing and certainly more than that, and probably
- doing some of the duties of what a program manager would do
- 4 as far as making new programs and all of that. So, I was
- 5 not too pleased when she showed up and there wasn't a really
- 6 good explanation for how she got there. So, I started
- 7 inquiries at that time on my own to sort of see how that
- 8 process went.

9

- Q And who did you make inquiries of?
- 10 A I went downtown to Classified, and asked them, and
- I was wondering when and where the job was posted, and they
- 12 couldn't really give me a clear definition of that. They
- said, I think, it was posted maybe downtown perhaps, but
- 14 nobody could really prove that to me, and it just seemed
- like it was an inside hire basically. And I was not too
- 16 pleased about that because I was certainly interested in
- 17 advancing within the radio station and I felt that EEO
- certainly had some encouragement for people to be advanced
- 19 from within, so I wasn't too happy about that. And when I
- 20 asked Jeff about that he just said, you know, it was an
- 21 irregular hire.
- O He said that it was an irregular hire?
- 23 A Yeah, he just said, you know, kind of that's what
- I kind of have to do and he just kind of shrugged his
- 25 shoulders. And he later denied that.

1 Q 1	Was he	the	person	who	actually	hired	Anna	Perez?
-------	--------	-----	--------	-----	----------	-------	------	--------

- 2 A Yes and no. I mean Jeff was, you know, Jeff was
- 3 hired by a person above him, Enrique Palacios, and I think
- 4 it was pretty much kind of the thing of where the supervisor
- 5 says this person is going to work at the radio station, you
- know, we have this job opening, let's create a job, here's a
- 7 job title.
- 8 Q So, you think Mr. Palacios had some influence in
- 9 bringing Anna Perez --
- 10 A He does have influence on, yes.
- 11 O What was your intent in filing this declaration or
- creating this declaration for filing with the Petition to
- 13 Deny?
- 14 A I wanted to be on record, I wanted to be on record
- on some, you know, hiring, some mishandling of the radio
- 16 station. I thought if they wanted to -- look, and I know
- that there's political hires all the time, this stuff
- happens, it's a city, you know, it's a city bureaucracy,
- 19 that stuff happens but, they didn't even both at that time
- 20 to dot their 'i's or cross the 't's at all, and to this day
- I couldn't even prove that she was ever interviewed for the
- job, because nobody could show me anything on that. So, I
- was not happy about that. And plus I was, you know, there
- 24 was some retaliation on my part for filing the complaint.
- Q What do you mean by that?

- 1 A Well, I filed a complaint with, you know, with
- 2 Classified, I just told them this is not right and I really
- 3 wanted to know, and I launched an investigation. I asked
- 4 someone to investigate the process and so it's clear
- 5 probably it kind of rattled somebody, at least put it
- officially on notice. And so Enrique was not happy about
- 7 that. So, at a certain point they -- oh, I was doing a
- 8 daily program so that daily program was canceled and I was
- 9 put on weekend openings, showing up at the radio station at
- 10 6:00 a.m. and stuff like this. So, that kind of, I felt
- 11 like I wasn't treated very well.
- 12 O So, your shifts changed as a result of your
- 13 requesting or demanding an investigation into the hiring
- 14 practices?
- 15 A (No audible response.)
- 16 Q Is that a yes or a no?
- 17 A That's a yes.
- 18 Q Okay, thank you.
- 19 A I believe that's what happened.
- 20 You mentioned that Mr. Ramirez had admitted to you
- 21 at one point, or stated to you that the hiring of Anna Perez
- was irregular and then you said he changed his statement at
- 23 a later time. Could you give me some background and details
- 24 regarding that?
- 25 A Well, I walked into Jeff's office and asked him

- what, you know, what's the deal. Jeff, why is this person
- 2 here and why was there not any notice about it? He just
- 3 said, look, that's, you know, he realizes it was not a, you
- 4 know, a regular thing, it wasn't, you know, by the book.
- 5 But, later when that was presented, he denied ever having
- 6 said that.
- 7 Q When did he make this statement and let you --
- 8 A To me directly in the office, probably, you know,
- 9 shortly before that time and shortly after the time that
- 10 Anna was hired, because I went in and asked him directly
- 11 about the hire and what was going on. This is before I
- 12 launched into taking it a little bit deeper.
- 13 O So, in response to your immediate request for
- information or your own information gathering, he gave you
- what you deemed to be a candid answer?
- 16 A Yes.
- 17 O And at what time did he change his statement?
- 18 A This came up later on, I think when stuff started,
- 19 you know, being put to paper, you know, I had noticed
- 20 somewhere in there, and I think this is probably during the
- 21 investigation period of this and I'm not sure where the
- 22 paper trail for that is, at that time he denied ever
- 23 speaking with me about that or saying it.
- Q Who conducted the investigation?
- A Adad is his last name, he worked for the

- 2 Q And who was the Superintendent at that time?
- 3 A I believe it was Rojas, Baldomar Rojas.
- 4 Q Do you ever know what came of the paper associated
- 5 with that report?
- 6 A No. Basically I think they sent me a letter
- 7 saying that my claim had no validity.
- 8 Q So, it was shelved?
- 9 A Basically. I mean it was, you know, the
- 10 Superintendent's office that was investigating it and this
- is the person who had, at that time, you know, kind of
- 12 started some of this or at least initiated, I thought, some
- of the problematic transactions that Enrique Palacios was
- 14 certainly part of that. So, I didn't really -- I don't know
- 15 what I expected but I at least wanted to be on record.
- Q What was the relationship, you've mentioned that
- 17 Mr. Palacios hired Mr. Ramirez, what was the relationship
- 18 between Mr. Palacios and Mr. Rojas, and Mr. Rojas and
- 19 Mr. Ramirez?
- 20 A Probably from Jeff Ramirez to Rojas there probably
- 21 would be no contact whatsoever. Enrique Palacios was in
- 22 charge of different departments, I think he was in charge of
- food distribution, you know, cafeteria stuff, KALW Radio
- 24 Station and a few other things, usually someone who was, you
- know, close to the Superintendent would have several things,

- 1 you know, assigned to them. I can't even tell you what
- 2 Enrique's role was, but I know that he was pretty much
- 3 Rojas' right hand man, because he came with him, I believe
- 4 from New York.
- 5 Q And do you know when Mr. Palacios left the station
- 6 or left the School District?
- 7 A That would have been during 1997 or the early part
- 8 of 1998.
- 9 Q Do you know why he left?
- 10 A Change of administration.
- 11 Q And how about Mr. Rojas?
- 12 A And actually, no, he stayed on a little bit
- afterwards and I can't remember when Rojas left.
- 14 Q Okay. Based on your dealings with Mr. Ramirez
- were you aware of any other instances in which he had stated
- a position at one time and then changed it at a later date?
- 17 A No.
- 18 Q Based on your experience with him, what would you
- 19 say his reputation for honesty and truthfulness was?
- 20 A Well, I guess it would be qualified by how much he
- 21 wanted to keep his job. I mean he was a young person,
- thirty years old, youngest person at the radio station, as I
- 23 think I stated before, and this was his first big job in
- 24 radio. So, I think that he was probably, you know, and
- that's completely my own opinion but, he was probably

- willing to do whatever he was told basically, even if that
- 2 meant some things that weren't so great, like my little
- 3 hiring, you know, change and all of that. Actually, that
- 4 came directly from Enrique Palacios when that happened.
- 5 But, let's say Jeff was fairly malleable, honest, I don't
- 6 think he had time to be honest. I mean it's a kind of a
- 7 tricky situation, he gets hired by somebody so he's going to
- 8 do what he says, it's his first big job in radio. So, I
- 9 believe that's what the situation was.
- 10 Q So, he may have been influenced by others?
- 11 A Yeah. But, at the same time, you know, he had the
- job of being the GM and the job of making a lot of
- decisions, and could have, you know, could have made these
- decisions, some decisions on his own, or at least had the
- 15 capability to make decisions on his own.
- 16 Q What happened after Mr. Ramirez left?
- 17 A There was an interim period, a number of months in
- which the person who headed up supervising KALW changed from
- 19 being Enrique Palacios to I believe it was Ruben Bouche, who
- 20 followed Enrique.
- 21 O And do you know why Mr. Ramirez left the station?
- A Why Jeff left the station? I think he was tired,
- 23 tired of it. I think it was of his opinion, what we had
- 24 heard, that he was stating that the district wasn't really
- 25 interested in doing anything, you know, actually letting him

1	manage	the	station	or	doina	anything	new	and	different	with
_	manage	CIIC	Beation	\circ	ao xiig	arry critical	TTC M	and	GITTET ETTE	AA T F T

- 2 the station. And I think he had some other job prospects
- 3 too.
 - 4 Q Did you take over as general manager immediately
 - 5 upon Mr. Ramirez's departure?
 - A No. There was a small interim period in which
 - 7 Bill Helgeson took over as the interim manager.
 - 8 Q And what kind of time frame would that have been?
 - 9 A Oh, it wasn't that long. A couple months maybe.
- 10 Q When did you assume the position of general
- 11 manager?
- 12 A It was in 1998, I couldn't tell you the exact
- 13 month though.
- 14 Q And who hired you into that position?
- 15 A Ruben Bouche.
- 16 Q So, Mr. Helgeson was the acting GM prior to your
- hiring some time in the pre-1998 when you started?
- 18 A Yes. He's always the default GM, because he's
- 19 permanent. GM's may come and GM's may go but Bill remains.
- 20 Q Did Mr. Helgeson, at anytime during his acting,
- 21 his interim acting GM position, ever ask you for information
- 22 regarding the renewal application?
- 23 A No.
- Q Do you know if he asked anybody else for
- 25 information?

- 1 A I couldn't tell you.
- Q What kind of relationship did you have with
- 3 Mr. Helgeson?
- 4 A It was generally good, generally he was, you know,
- 5 a semi-jovial person, at least kind of slightly sarcastic,
- 6 would be not the most unpleasant person to work with, but
- you had to deal with him every day, he was the office
- 8 manager. He ran the station in essence.
- 9 Q So, you had regular contact with him?
- 10 A Every day.
- 11 Q And what happened when you became GM, how did he
- 12 fit into the structure?
- 13 A Well, he was, you know, now my subordinate, he was
- 14 the -- I think while Jeff was there Bill became a program
- 15 manager, and I think he went from being a, I believe it was
- a senior clerk typist to program manager. That may have
- happened during Jeff's or slightly previous to that. So,
- 18 Bill was the program manager and above that is the GM, so.
- 19 Q And what were his functions, as you understood
- them as a program manager?
- 21 A Well, he was pretty much the office manager.
- 22 O And what would that entail?
- 23 A That would entail all of the paperwork that runs
- 24 between the station and SFUSD, he would know where to take
- it, know how to run things through the system.

1 () V	Nhat	was	his	relationship	, his	working
-----	-----	------	-----	-----	--------------	-------	---------

- 2 relationship with Mr. Ramirez?
- A I think it was pretty good. I mean, you know,
- 4 Jeff I think kind of, you know, realized that Bill, you
- 5 know, holds a lot of the knowledge on how the place worked,
- as far as paperwork and all of that, so I believe that their
- 7 relationship was okay.
- 8 Q Do you think Mr. Ramirez would have relied on Mr.
- 9 Helgeson?
- 10 A He had to, anybody who comes in has to rely on
- 11 Bill.
- 12 O And rely on him in terms of?
- 13 A Everything.
- 14 Q Like?
- 15 A Paperwork, you know, knowing who to, you know, how
- 16 to draw something up, what forms to use, you know, who is
- the person in budget, who is the person in payroll, you
- 18 know, if you want this, the forms you have to fill out and
- what desk you have to take it to, if you need to expedite it
- 20 what desk do you really take it to, you know, those sorts of
- 21 things like that. Bill did all of that. Bill knows the
- 22 system, knows the system quite well.
- 23 Q And when you were the general manager, did he
- 24 perform his function competently in terms of processing
- 25 paperwork?

- 1 A No.
- Q Can you give me an example?
- 3 A Yeah. We wanted to hire somebody from the front
- 4 office to be at the desk because there was lots of people
- 5 that would come and go and telephones ringing and all of
- 6 that. And we had some money to hire a clerk, basically.
- 7 And so we did it by the book, you know, put in the notice.
- 8 We had a lot of people come in, we kept records of the
- 9 interviews, the evaluations of them, all of that. And I was
- going to do it by the book because before I felt like it
- wasn't done by the book, so I was going to be sure and do it
- all by the book, and we made a hire of a person. And Bill
- had a friend who he actually was sort of pushing for, for
- that job position, but we didn't hire that person, we hired
- this other person instead. And Bill should have, at that
- point, I asked Bill to draw up the paperwork and to get it
- 17 all kind of ready, but the paperwork was sat on, he sat on
- 18 the paperwork.
- 19 Q So, whose paperwork did he sit on?
- 20 A This person would have been -- the paperwork that
- 21 I would have asked him to initiate for the hire of this Levi
- 22 Baldwin.
- 23 Q Levi Baldwin was the person you wanted to hire?
- 24 A The person I hired.
- 25 Q That you actually did hire?

	496
1	A Yes.
2	Q And in terms of getting him on the payroll
3	A Yes.
4	Q Mr. Helgeson would have had to process his
5	paperwork?
6	A Yes. And also have filled out a requisition, a
7	K-res or whatever they call it, take it downtown, get the
8	amount approved, so that we have that X amount sort of, you
9	know, allotted for the budget so that the person could be
10	paid. For that year, you know, Levi would be paid whatever
11	it is, \$25,000 for his time there, so we had to go and allo
12	\$25,000 out of the budget from the School Board, fill out
13	the forms, we present it to the School Board, the School
14	Board, you know, yea or ney's it and then we're in action.
15	Q And how do you know that he had a friend who was
16	interested in that position?
17	A He was pretty clear about it. I mean yeah, he
18	was favoring this other gentleman.
19	Q And what happened when the paperwork did Mr.,
20	what was his last name?
21	A Baldwin.
22	Q Baldwin, did Mr. Baldwin actually start working?

being processed. So, I paid him out of my pocket and had an

I was assuming that the work was -- that the paperwork was

23

24

25

Α

Yeah, because we really needed somebody there and

- invoice with the idea that I would be reimbursed for that
- 2 amount.
- 3 Q How long a period were you paying his salary?
- 4 A For a few months.
- 5 Q And what happened with the paperwork?
- 6 A Well, I asked Bill again, like what is going on
- 7 with this paperwork and he claimed I told him to hold onto
- 8 it, which I never did. And it had been sitting on his desk
- 9 the whole time when he knew, very well, that this person
- 10 needed to be paid.
- 11 Q Had he seen Mr. Baldwin show up at work?
- 12 A Oh yes, yes, yeah, Levi was there every day at
- work and he was involved in all the workings at the radio
- 14 station.
- 15 O So, he would have been directed by Mr. Helgeson?
- 16 A Oh yeah, talked to him every day, yeah.
- 17 Q And as a result of the paperwork not getting
- 18 processed?
- 19 A I had a lot of out of pocket cost.
- 20 O Did you ever get that reimbursed?
- 21 A Well, it was a funny thing that happened.
- 22 Finally, finally the paperwork was processed after I just
- 23 sort of, you know, blasted Bill about not getting it done
- and so he finally actually, you know, put it through, it got
- approved. But, by that time we had to have a budget cut, we

- 1 had to cut back on the budget, just because there was a lot
- of budget cuts all through the system, all through the
- 3 district. So, at that point I had to terminate Levi.
- 4 Q Oh boy.
- A And so finally the paperwork had come through and
- then there was a check to be processed for him, you know,
- 7 after all of that, a check for the amount written out to him
- 8 of course, which was to be reimbursed to me somehow. So,
- 9 that check I left pretty specific instructions about what
- was to happen to that check, because I didn't want him, you
- 11 know, he was gone, he was not employed there anymore and he
- gets a big fat check he's probably going to disappear with
- it. And so that's what happened actually.
- 14 Q And to whom was that check made out?
- 15 A Levi Baldwin.
- 16 Q Okay.
- 17 A So, yeah, I wasn't happy about that, the way that
- 18 things happened with that.
- 19 Q Were there any other instances that you were aware
- of with Mr. Helgeson maybe not following your directions or
- 21 not performing his job duties in a competent manner?
- 22 A Well, there was a -- and I can't quantify that for
- 23 sure -- I was trying to order a DSL line and I was having a
- lot of trouble getting that done, so I'm not sure, I can't
- 25 say whether Bill was telling people downtown not to do it or

- whatever, I don't really know.
- 2 Q But you had asked him to do it --
- A No. I was trying to order that through myself
- 4 and, because we had some -- we were trying to get on line
- 5 access, we were trying to get a website up and we needed a
- 6 DSL line for the server. And that seemed to be blocked for
- 7 some reason, it just never went through.
- 8 Q And you don't know why?
- 9 A I don't know quite why. And there was other times
- when I had to kind of come down on Bill. I had hired a
- 11 couple of other people by that point to be involved at the
- 12 radio station, Anna Perez, who was there and, you know,
- albeit our hadn't started in the best place but she was
- there so we had to work together, so I wanted her to kind
- of, you know, be my business manager. And another woman,
- 16 Mary Tilson, to do development there. And so I was trying
- to really make the place work a little bit more efficiently
- and that also meant taking some of those duties away from
- 19 Bill. And I know that he wasn't too happy about that.
- 20 Q What duties did you leave with Bill?
- 21 A Office management, that would be coordinating some
- of the emails that come in, processing payments, credit card
- 23 payments, and the donations when they came in, running the
- 24 paperwork still downtown, since he knew the system well
- enough but, to watch him closely on it, or at least ride him

- as far as getting those things done. Because he didn't seem
- 2 to want to do some of it willingly.
- 3 Q Based on your knowledge of supervising him, what
- 4 would you say his reputation for character was?
- 5 A On the surface Bill was a very nice person, you
- 6 know, a little sarcastic but that was on the surface. I had
- 7 more problems with him, because he was kind of cited as a
- 8 problem for the station. And he was seen as a block to the
- 9 station's progress, at least as far as trying to get some
- things done as far as just the ability to move things. Now,
- 11 that can be just, you know, maybe I didn't work with him
- well, you know, maybe that was just not the best match up
- and the dynamic of having been his subordinate before and
- 14 now being his superior was probably, you know, working at
- 15 each other as well.
- 16 O It's a difficult situation sometimes?
- 17 A Well, I had to come down on him for a few things,
- 18 you know, like a mysterious email account that was there,
- 19 that turned out his wife was using his email account, you
- 20 know, on AOL. Suddenly there was this extra name on AOL and
- I said Bill, what is this, who is this? Oh, that's my wife,
- I said no, you have to take her off.
- 23 O And was the School District paying for that
- 24 account?
- 25 A The School District was paying for the AOL

- 1 account, yeah. First it was offered free and then you had
- 2 to pay for it, but then I told him he couldn't really do
- 3 that anymore, it's just not -- I said it doesn't really cost
- 4 us anymore but that's not the point.
- 5 Other instances where I had asked Bill, this is
- 6 prior to becoming the GM, I had asked Bill for some figures
- on what it cost to run the cost of printing of the program
- 8 guide, since I was thinking about ways to streamline that.
- 9 And so he gave me a sheet for it. And then I think the
- 10 following year I had asked him for those figures again, to
- 11 see what the changes were, and I got the sheet and it was
- basically the same sheet with the dates changed on it. He
- hadn't really given me anything that actually had the actual
- 14 costs on it. He had actually given me a sheet that had, it
- was the same thing but basically changed the year on it.
- 16 Q And why do you think he would have given you --
- 17 A Lazy, lazy, laziness. Bill was a CPA, you know,
- Bill knew a lot of stuff about, you know, he knew how to run
- 19 the radio station, you know, he knows, knew everything there
- 20 was to know about the place. But, for whatever reason, he
- 21 chose to do a lot of shortcuts, and I wasn't really happy
- 22 with that.
- 23 O What was your opinion of his truthfulness and
- 24 honesty in light of some of the issues you've discussed?
- 25 A I didn't really trust Bill. I worked with him,

- 1 you know, still and we had pleasant conversations, if you
- will, but I was not convinced of his honesty.
- 3 Q Some of his office management functions, was he
- 4 responsible for maintaining the Public Inspection File?
- 5 A That probably would have fallen under his rubric,
- it certainly was in his area and it was basically right next
- 7 to where his office was or his office area, so it was within
- a hand reach of his desk, as far as I remember.
- 9 Q And what was your involvement, when you were the
- 10 general manager, what was your involvement in terms of
- 11 overseeing or being familiar with the Public Inspection
- 12 File?
- 13 A You know, I think I might have looked through it
- once or twice, you know, but I can't really remember doing
- 15 much with it.
- 16 Q Do you recall any dates that you might have looked
- 17 at it?
- 18 A No.
- 19 Q Did you take any documents out?
- 20 A No, no cause to.
- 21 Q Do you recall the state of the Public Inspection
- 22 File?
- A No. A bunch of papers. I mean this was a new
- thing for me as well, so certainly all of my, you know,
- 25 braggadocio about Jeff's inexperience certainly got to where

- I had to put my money where my mouth was, you know, in
- 2 assuming that position and what not. So, I was, you know,
- 3 there were things that I was learning as well at that time.
- 4 And I knew that the Petition to Deny had sort of gone into
- 5 its process at that point, and really wasn't much that we
- 6 really knew at that point about what was going on. But,
- 7 since it was still, I guess, you know, going through the
- 8 paper mill.
- 9 Q When you were the general manager, did you
- 10 yourself create or change any ownership reports?
- 11 A No, no. What I filed would have had to have been
- 12 for the Corporation for Public Broadcasting. So, there was
- 13 some stuff involved with that, so we did have to fill out
- 14 some -- there's some similar information that goes to them
- as far as who is the licensee and who has to sign, you know,
- 16 for this grant that you get from the Corporation for Public
- 17 Broadcasting, so I signed those.
- 18 Q Do you recall, during your term as general
- 19 manager, ever filing any Supplemental Ownership Reports and
- 20 filing them with the Commission?
- 21 A No.
- 22 Q Okay. Do you know if Mr. Helgeson did?
- 23 A I don't know.
- Q Did you ever ask him to?
- 25 A No, I don't believe I did. Not that I can

- 1 remember, but I don't believe that I did.
- 2 Q And what about Program Issues Lists, did you ever
- 3 either create them yourself or direct others to --
- 4 A During that time?
- 5 O Uh-hum.
- 6 A No.
- 7 Q Okay. Did you see that as a function of the
- 8 general manager?
- 9 A At the time I didn't really, I quess I was
- becoming aware of all of the responsibilities, so I can't
- say that that was something that I would have, you know,
- specifically known was one of the specific things that the
- 13 GM had to do. I certainly knew that there were things that
- 14 we had done and things that I wanted the station to do and
- initiated at the station, because I was more of a
- 16 programming and producing person rather than say an
- 17 administrator.
- 18 Q Did you rely on anybody else in terms of providing
- 19 a quidance, as to what was required to be in the Public
- 20 Inspection File or complying with any of the Commission's
- 21 rules?
- 22 A I can't say that I do.
- 23 Q Did you have any outside counsel?
- A No. I mean there was Ernie Sanchez, who was our
- legal person in D.C., who we would talk to about various

- 1 legal things, but I talked to him mostly about other things.
- 2 But, I don't remember talking to him specifically about the
- 3 Petition to Deny other than -- I don't remember any
- 4 specifics.
- 5 MS. REPP: I would, to the extent that we get into
- 6 specifics, I would normally ask, I would object to that
- 7 because we don't want to breach the attorney/client
- 8 privilege, but you haven't gotten into any specifics so no
- 9 objection yet.
- MS. LEAVITT: Right.
- 11 BY MS. LEAVITT:
- 12 O So, in terms of, you know, I can ask you questions
- about if you talked with him and when you talked with him,
- but Ms. Repp, you know, because of the attorney/client
- 15 privilege, would not expect you to disclose any of the
- 16 contents of the substance of what you discussed with
- 17 Mr. Sanchez. So, should we get into that area of
- 18 guestioning, she just wants you to be cautious.
- 19 How often did you contact Mr. Sanchez?
- 20 A It would come up for various issues, if it was
- some guestion of the legality of something. Actually
- 22 sometimes we wouldn't go to him first, I might call somebody
- 23 that I knew that dealt with the issues, because it was
- 24 usually probably around underwriting, so I would probably
- 25 call someone that I knew that knew about the issues, but not

- 1 call Ernie because that would cost money.
- 2 Q Do you recall providing any information to
- 3 Mr. Sanchez about the Petition to Deny?
- 4 A No.
- 5 Q Do you recall providing any information to him
- 6 about the renewal application?
- 7 A No.
- 8 Q Did you instruct anyone on your staff to provide
- 9 him with information regarding the Petition to Deny?
- 10 A No, not that I can remember.
- 11 Q Right. Do you recall directing anyone on your
- 12 staff to provide him information regarding the renewal
- 13 application?
- 14 A Not that I know of. A lot of this had sort of
- 15 happened prior to my arrival there, there had been, you
- know, lots of these changes that had taken place, so, you
- 17 know, the station does, you know, in a strange way often run
- itself, and so the changing of the guard was the changing of
- 19 the head, it didn't seem to interfere with how the body
- 20 worked. So, no, not that I can recall directing anybody for
- 21 that.
- 22 Q So, during your tenure, to the extent you were
- aware of the requirements, who was responsible for
- 24 maintaining the Public Inspection File?
- 25 A I guess by default, I mean by duty that would have